

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA

ADRIAN DESJUAN BISHOP,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	No. CIV-17-64-C
	)	
RAYMOND BYRD, <i>et al.</i> ,	)	
	)	
Defendants.	)	

ORDER ADOPTING REPORT AND RECOMMENDATION

Plaintiff brought the present action pursuant to 42 U.S.C. § 1983, seeking recompense for alleged violations of his constitutional rights. Consistent with the provisions of 28 U.S.C. § 636(b)(1)(B), this action was referred to United States Magistrate Judge Charles B. Goodwin. Judge Goodwin entered a Report and Recommendation (“R&R”) on April 4, 2017, to which Plaintiff has timely objected.

The facts and law are accurately set out in the Magistrate Judge’s R&R and there is no purpose to be served in repeating them yet again. As Judge Goodwin noted, due to his repeated filings, Plaintiff has accumulated three “strikes” as set forth in 28 U.S.C. § 1915(g). Accordingly, Plaintiff is not permitted to proceed in forma pauperis unless he shows that he faces an “imminent danger of serious physical injury.” 28 U.S.C. § 1915(g). Nothing in Plaintiff’s pleadings presented before Judge Goodwin nor his Objection to the R&R make that showing.

Accordingly, the Court adopts, in its entirety, the Report and Recommendation of the Magistrate Judge (Dkt. No. 11). Plaintiff’s Application for Leave to Proceed in Forma

Pauperis (Dkt. No. 6) is DENIED. Plaintiff must pay the \$400.00 filing fee within 21 days of the date of this Order or this action will be dismissed.

IT IS SO ORDERED this 25th day of April, 2017.



ROBIN J. CAUTHRON  
United States District Judge